



# California Regional Water Quality Control Board

## Los Angeles Region



**Terry Tamminen**  
Secretary for  
Environmental  
Protection

Over 51 Years Serving Coastal Los Angeles and Ventura Counties  
Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful

**Arnold Schwarzenegger**  
Governor

320 W. 4th Street, Suite 200, Los Angeles, California 90013  
Phone (213) 576-6600 FAX (213) 576-6640 - Internet Address: <http://www.swrcb.ca.gov/rwqcb4>

### EXECUTIVE MINUTES

472<sup>nd</sup> Board Meeting  
Thursday, April 1, 2004  
Metropolitan Water Districts of Southern California  
700 North Alameda Street  
Los Angeles, CA

*This meeting was electronically recorded and transcribed. Both the tape and transcript provide a complete and unedited record of presentations and deliberations. To review the meeting's tape or transcript, please contact Ronji Harris at 213.576.6612 or [rharris@rb4.swrcb.ca.gov](mailto:rharris@rb4.swrcb.ca.gov). The executive minutes provide a summary of key proceeding, notably Board motions and votes.*

#### **Call to Order**

The meeting was called to order at 9:15am.

#### **Roll Call**

Board Members Present:

Francine Diamond (Chair), Susan Cloke (Vice Chair), Christopher Pak,  
R. Keith McDonald, H. David Nahai, and Timothy Shaheen.

Board Members Absent:

Julie Buckner-Levy and Bradley Mindlin.

#### **Order of Agenda**

Proposal: To approve order of the agenda; add Item 3(a), *Award Presentation* and continue Item 11, *City of Thousand Oaks Penalty Remand*.

Motion: Nahai Second: Cloke

Vote: Support: Cloke, Diamond, Pak, McDonald, Nahai, and  
Shaheen

Oppose: None

Abstain: None

#### **Approval of Minutes**

Proposal: To approve minutes for the March 4, 2004 Board Meeting.

Motion: Cloke Second: Shaheen

Vote: Support: Cloke, Diamond, Pak, McDonald, Nahai, and  
Shaheen

Oppose: None

Abstain: None

### **California Environmental Protection Agency**

\*\*\*The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption\*\*\*  
\*\*\*For a list of simple ways to reduce demand and cut your energy costs, see the tips at: <http://www.swrcb.ca.gov/news/echallenge.html>\*\*\*

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Award Presentation: *Stephen Lavenger, Department of Toxic Substances Control.*  
Presented a certificate recognizing the Regional Board's pollution prevention efforts in the Ballona Creek Project and Los Angeles Region.

**Board Member *Ex Parte*/Communication Disclosure**

Cloke:

- Met with Steve Soboroff, regarding Malibu Water Quality Symposium.

Diamond:

- Met with City Manager and Councilmembers from the City of Malibu, Executive Director for the Santa Monica BayKeeper and Steve Soberoff, regarding Malibu Water Quality Symposium.
- Met with City Manager, Mayor and Councilmembers from the City of El Segundo and Rufus Young, regarding stormwater permit.
- Attended a press event, regarding the chloride reduction program for the Santa Clara River.

Nahai:

- Participated in a telephone conversation with Rhonda Mills, regarding status of agenda item 9.1.

**Executive Officers Report**

Summary report given by Dennis Dickerson.

Report on web site: [www.swrcb.ca.gov/~rwqcb4/html/eo\\_reports/eo\\_reports.html](http://www.swrcb.ca.gov/~rwqcb4/html/eo_reports/eo_reports.html)

**Public Forum**

No comment submitted.

**Uncontested Items**

Proposal: To approve the following uncontested items: 8.1, 8.2, 8.3, 8.4; 9.3 and 12.

Motion: Cloke Second: Shaheen

Vote: Support: Cloke, Diamond, Pak, McDonald, Nahai, and  
Shaheen

Oppose: None

Abstain: None

**Waste Discharge Requirements**

**Item 9.1. Consideration of Non-NPDES Requirements (New) for American Remedial Technologies, Lynwood.**

**Item 9.2. Consideration of Non-NPDES Requirements (New) for Thermal Remediation Solutions, Azusa.**

Public Hearing Opened and Oath Administered.

Staff Report: Dennis Dickerson

Public Comment: Brian Langa, American Remedial Technologies; Mark Patton, American Remedial Technologies; Carole Kawamoto, American Remedial Technologies; Bill Grady, representing Congressmember Linda Sanchez; Tod Short, representing Assemblymember Merv Dymally; Paulette

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Bradley, Lynwood resident; Ralph Gonzalez, Lynwood resident; Sylvia Herron; Lorene Reed, Lynwood resident; Richardo Guerrero, American Remedial Technologies; Armando Rea, Rea Consultants for American Remedial Technologies; Bradley Angel, Green Action for Health and Environment Justice; Rauol Contreras, Rhonda Mills, V. John White Associates; Steven Hamilton, Urban Environmental Affairs Council; Gloria Nickerson, Irene Garcia; Fernando Pedrosa; Craig Moyer, Manatt, Phelps for Thermal Remediation Solutions.

Proposal: To approve Item 9.1 as proposed by staff and with change sheet amendments.

Motion: Diamond. Second: Pak

Vote: Support: Cloke, Diamond, Pak, McDonald  
Nahai, and Shaheen

Oppose: None

Abstain: None

Proposal: To approve Item 9.2 as proposed by staff and with change sheet amendments.

Motion: Diamond Second: Nahai

Vote: Support: Cloke, Diamond, Pak, McDonald  
Nahai, and Shaheen

Oppose: None

Abstain: None

**Item 10.1. Consideration of General NPDES Requirements (Renewal) of Discharges on Nonprocess Wastewater to Surface Waters Coastal Watersheds of Los Angeles and Ventura Counties.**

Public Hearing Opened and Oath Administered.

Staff Report: Waived; Staff representative: Blythe Poniek-Bacharowski

Proposal: To approve Item 10.1 as proposed by staff.

Motion: McDonald Second: Pak

Vote: Support: Cloke, Diamond, Pak, McDonald  
Nahai, and Shaheen

Oppose: None

Abstain: None

**Information Items**

**Item 13. Enforcement Update.**

Staff report waived.

**Item 14. Groundwater Update.**

Staff report waived.

**Item 15. Update of SCCWRP Project.**

Staff report waived.

**Item 16. Closed Session.**

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The Board met in closed session to consider the following litigation matters: City of Los Angeles, City of Burbank v. Los Angeles Regional Water Quality Control Board; Trash TMDL Lawsuit Against the Los Angeles Regional Water Quality Control Board; US/EPA and Los Angeles Regional Water Quality Control Board v. City of Los Angeles; City of Thousand Oaks v. Los Angeles Regional Water Quality Control Board; Litigation filed in Los Angeles Superior Court, In Re: Municipal Storm Water Permit for Los Angeles County Order No. 01-182; Petition to SWRCB No. A-1591; Petition to SWRCB No. A-1484; Petition to SWRCB No. A-1619 and 1619(a); petition to SWRCB No A-1613 and In a matter under investigation by the Regional board pursuant to Government Code Section 11126(e)(2)(c).

**Adjournment**

The meeting was adjourned at 1:25pm.

The next regular meeting was scheduled for May 6, 2004 at: Council Chambers, City of Simi Valley, 2929 Tapo Canyon Road, Simi Valley, CA, at 9:00am.

Minutes Adopted during the June 10, 2004 Regular Board Meeting.

Written and Submitted by: Stephen Cain, Sr. Environmental Planner, Executive Office..

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